

Message Text

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PAGE 01 STATE 211038
ORIGIN NODS-00

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DRAFTED BY EA/K:RGRICH,JR.:JCM
APPROVED BY EA:RHOLBROOKE
HOUSE ETHICS - JNIELDS (SUBS.)
SENATE ETHICS - DSWILLINGER (SUBS)
EA - MR. OAKLEY
S/S - PTARNOFF
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C O N F I D E N T I A L STATE 211038

NODIS
CHEROKEE , FROM HOLBROOKE

E.O. 11652: XGDS-3 AND 4

TAGS: PGOV, KS, US

SUBJECT: KIM DONG-JO QUESTIONNAIRE PROCEDURES

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REF: SEOUL 7278

1. WE HAVE REVIEWED YOUR CONVERSATION WITH THE FOREIGN
MINISTER IN DETAIL WITH BOTH HOUSE AND SENATE ETHICS
COMMITTEE STAFFS. YOU ARE AUTHORIZED TO PROCEED ALONG THE
LINES OUTLINED IN REFTEL, TAKING INTO ACCOUNT THE FOLLOWING
CONSIDERATIONS.

2. IN REAFFIRMING THAT THE USG WILL MAKE NO FURTHER
KOREAGATE REQUESTS OF THE ROKG, YOU SHOULD MAKE IT CLEAR
THAT THIS COMMITMENT ON OUR PART IS NOT LINKED TO THE
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PROCESS OR ARRANGEMENTS, BUT TO THE EXPECTATION OF
MEANINGFUL RESULTS FROM THESE ARRANGEMENTS. IN OTHER
WORDS, IF MEANINGFUL INFORMATION IS MADE AVAILABLE TO
THE INVESTIGATING COMMITTEES THROUGH THESE ARRANGEMENTS,
WE UNDERTAKE NOT TO MAKE FURTHER REQUESTS OF THE KOREAN
GOVERNMENT. WE FEEL IT IMPORTANT TO CONTINUE MAKING THE
DISTINCTION THAT IT IS ON THE BASIS OF ANTICIPATED RESULTS

THAT WE ARE COMMITTING OURSELVES TO NO OTHER DEMANDS, NOT ON THE BASIS OF THE PROCESS ALONE.

3. IN THIS CONNECTION, AND AS DISCUSSED WITH YOU EARLIER, WE MUST ALSO ANTICIPATE THAT IF CONGRESSMEN OR SENATORS ARE ACCUSED OF WRONGDOING AS A RESULT OF THESE INVESTIGATIONS, THERE WILL LIKELY COME A POINT WHEN ATTORNEYS FOR THE DEFENDENT WILL REQUIRE FOLLOW-UP ACCESS TO KIM DONG-JO. WE DO NOT PROPOSE THAT THIS ISSUE BE RAISED WITH THE ROKG AT THIS STAGE, BUT IN MAKING ANY COMMITMENT REGARDING NO FURTHER DEMANDS WE MUST BE PREPARED TO DISCUSS SUCH FOLLOW-UP IN THE CONTEXT OF THE PRESENT ARRANGEMENTS RATHER THAN AS A "NEW" REQUIREMENT.

4. AN AIDE MEMOIRE TO TRANSMIT THE QUESTIONNAIRES IS SATISFACTORY.

5. WE NOTE THAT KIM'S ORIGINAL SIGNED RESPONSE WILL BE IN KOREAN. ALTHOUGH ORIGINAL WILL NEED TO BE POUCHED, WE WILL ALSO REQUIRE A TELEGRAPHIC TRANSLATION IF THIS CAN BE PREPARED RAPIDLY AND ACCURATELY IN SECURE MANNER. PLEASE ADVISE.

6. WE ARE PREPARED TO HANDLE THE CLARIFICATION PROCESS QUIETLY WITHOUT PUBLICITY WHILE IT IS UNDERWAY. HOWEVER, IN DUE COURSE BOTH COMMITTEES WILL HAVE TO BE CONFIDENTIAL

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ABLE TO AFFIRM THAT THEY DID SEEK AND OBTAIN CLARIFICATION WHERE PERTINENT AND NECESSARY. THIS SHOULD BE EXPLICITLY NOTED TO FOREIGN MINISTER PAK IN ORDER THAT LATER THE ROKG DOES NOT ALLEGE BAD FAITH ON OUR PART.

7. WHILE WE HAVE NO PROBLEM WITH AN ROKG ANNOUNCEMENT AT THIS TIME IN VIEW OF EARLIER STATEMENTS THAT MATTERS WERE STILL UNRESOLVED, WE PLAN NO STATEMENT HERE. IN WASHINGTON THE CONGRESS IS ALREADY ON RECORD AS HAVING SAID WE HAVE AGREEMENT TO PROCEED. IF ASKED, WE WILL MERELY CONFIRM THAT AS WE HAVE SAID EARLIER WE ARE PROCEEDING ON BEHALF OF THE ETHICS COMMITTEES TO OBTAIN WRITTEN INFORMATION FROM KIM DONG-JO WITH THE COOPERATION OF THE ROK GOVERNMENT.

8. WHILE WE WILL ALL KEEP OUR FINGERS CROSSED UNTIL THE QUESTIONNAIRES HAVE BEEN RECEIVED AND READ, YOU SHOULD KNOW JUST HOW PLEASED CY AND CHRIS ARE AT WHAT HAS ALREADY BEEN ACCOMPLISHED. YOUR PERSONAL RELATIONSHIPS WITH THE KEY KOREANS AND TACTICAL SKILL IN MAKING THE CASE HAVE BEEN VITAL TO THIS BREAKTHROUGH.
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